



MINUTES

HOUSE POLITICAL SUBDIVISIONS STANDING COMMITTEE

Monday, January 22, 2024 | 2:00 p.m. | 120 Senate Building

Members Present:

Rep. James A. Dunnigan, Chair
Rep. Michael L. Kohler, Vice Chair
Rep. Gay Lynn Bennion
Rep. James Cobb
Rep. Paul A. Cutler
Rep. Matthew H. Gwynn
Rep. Marsha Judkins

Rep. Trevor Lee
Rep. Rosemary T. Lesser
Rep. Jordan D. Teuscher
Rep. R. Neil Walter

Staff Present:

Nathan W. Brady, Policy Analyst
Linda Service, Committee Secretary

Note: A copy of related materials and an audio recording of the meeting can be found at www.le.utah.gov.

Chair Dunnigan called the meeting to order at 2:01 p.m.

Members of the committee introduced themselves.

MOTION: Rep. Walter moved to approve the minutes of the February 27, 2023 meeting. The motion passed with a vote of 7 - 0 - 4.

Yeas - 7

Rep. G. Bennion
Rep. J. Cobb
Rep. P. Cutler
Rep. J. Dunnigan
Rep. M. Judkins
Rep. R. Lesser
Rep. R. Walter

Nays - 0

Absent - 4

Rep. M. Gwynn
Rep. M. Kohler
Rep. T. Lee
Rep. J. Teuscher

1. H.B. 256 Military Compatible Land Use Amendments (*Peterson, V.*)

Rep. Peterson introduced the bill assisted by Brigadier General Retired Tyler B. Smith now with the Military and Veterans Affairs.

Mike Ostermiller, Chief Executive Officer, Utah Association of Realtors, spoke in support of the bill.

MOTION: Rep. Judkins moved to replace H.B. 256 with 1st Substitute H.B. 256. The motion passed with a vote of 10 - 0 - 1.

Yeas - 10

Rep. G. Bennion
Rep. J. Cobb
Rep. P. Cutler
Rep. J. Dunnigan
Rep. M. Gwynn
Rep. M. Judkins
Rep. M. Kohler
Rep. T. Lee
Rep. R. Lesser
Rep. R. Walter

Nays - 0

Absent - 1

Rep. J. Teuscher

MOTION: Rep. Judkins moved to pass 1st Substitute H.B. 256 out favorably. The motion passed with a vote of 11 - 0 - 0.

Yeas - 11

Nays - 0

Absent - 0

Rep. G. Bennion
Rep. J. Cobb
Rep. P. Cutler
Rep. J. Dunnigan
Rep. M. Gwynn
Rep. M. Judkins
Rep. M. Kohler
Rep. T. Lee
Rep. R. Lesser
Rep. J. Teuscher
Rep. R. Walter

2. H.B. 35 Metro Township Modifications (*Teuscher, J.*)

Rep. Teuscher introduced the bill and distributed the handout, H.B. 35 Metro Township Amend.

[Metro Township](#)

Jeff Silvestrini, Mayor of Millcreek, spoke in support of the bill.

Janet Haskell, resident of Emigration Canyon, spoke to the bill.

LeGrand Better, Executive Director, Utah Association of Special Districts, spoke in support of the bill.

Sean Clayton, Mayor, Copperton, Utah, spoke in support of the bill.

MOTION: Rep. Walter moved to pass H.B. 35 out favorably. The motion passed with a vote of 11 - 0 - 0.

Yeas - 11

Nays - 0

Absent - 0

Rep. G. Bennion
Rep. J. Cobb
Rep. P. Cutler
Rep. J. Dunnigan
Rep. M. Gwynn
Rep. M. Judkins
Rep. M. Kohler
Rep. T. Lee
Rep. R. Lesser
Rep. J. Teuscher
Rep. R. Walter

3. H.B. 188 Building Permit Requirements (*Walter, N.*)

Rep. Walter introduced the bill.

Taz Biesinger, Home Builders Association, spoke in support

Jared Booth, commercial real estate broker, spoke in support of the bill.

Mike Ostermiller spoke in support of the bill.

MOTION: Rep. Teuscher moved to amend H.B. 188 with Amendment #1. The motion passed with a vote of 10 - 0 - 1.

Amendment 1
H.B. 188

- 1. Page 1, Line 14:
14 requirements after issuance of the building permit , except in certain circumstances .

- 2. Page 4, Lines 114 through 115:
114 (6) After issuance of a building permit, a municipality may not change or add to the
115 requirements expressed in the building permit , unless the change or addition is:
(b) requested by the building permit holder; or
(c) necessary to comply with an applicable state building code .

- 3. Page 7, Lines 203 through 204:
203 (6) After issuance of a building permit, a county may not change or add to the
204 requirements expressed in the building permit , unless the change or addition is:
(b) requested by the building permit holder; or
(c) necessary to comply with an applicable state building code .

Yeas - 10

Nays - 0

Absent - 1
Rep. T. Lee

Rep. G. Bennion
Rep. J. Cobb
Rep. P. Cutler
Rep. J. Dunnigan
Rep. M. Gwynn
Rep. M. Judkins
Rep. M. Kohler
Rep. R. Lesser
Rep. J. Teuscher
Rep. R. Walter

MOTION: Rep. Cutler moved to pass out H.B 188 favorably as amended. The motion passed with a vote of 11 - 0 - 0.

Yeas - 11

Nays - 0

Absent - 0

Rep. G. Bennion
Rep. J. Cobb
Rep. P. Cutler
Rep. J. Dunnigan
Rep. M. Gwynn
Rep. M. Judkins
Rep. M. Kohler
Rep. T. Lee
Rep. R. Lesser
Rep. J. Teuscher
Rep. R. Walter

4. H.B. 107 Recycling Facility Transparency Amendments (Welton, D.)

Rep. Welton introduced the bill.

MOTION: Rep. Judkins moved to replace H.B. 107 with 1st Substitute H.B. 107. The motion passed with a vote of 10 - 0 - 1.

Yeas - 10

Nays - 0

Absent - 1

Rep. G. Bennion
Rep. J. Cobb
Rep. P. Cutler
Rep. J. Dunnigan
Rep. M. Gwynn
Rep. M. Judkins
Rep. M. Kohler
Rep. R. Lesser
Rep. J. Teuscher
Rep. R. Walter

Rep. T. Lee

MOTION: Rep. Cutler moved to pass 1st Substitute H.B. 107 out favorably. The motion passed with a vote of 11 - 0 - 0.

Yeas - 11

Nays - 0

Absent - 0

Rep. G. Bennion
Rep. J. Cobb
Rep. P. Cutler
Rep. J. Dunnigan
Rep. M. Gwynn
Rep. M. Judkins
Rep. M. Kohler
Rep. T. Lee
Rep. R. Lesser
Rep. J. Teuscher
Rep. R. Walter

5. H.B. 227 Municipal Office Modifications (Welton, D.)

Rep. Welton introduced the bill.

MOTION: Rep. Lesser moved to pass H.B. 227 out favorably. The motion passed with a vote of 11 - 0 - 0.

Yeas - 11

Nays - 0

Absent - 0

Rep. G. Bennion
Rep. J. Cobb
Rep. P. Cutler
Rep. J. Dunnigan
Rep. M. Gwynn
Rep. M. Judkins
Rep. M. Kohler
Rep. T. Lee
Rep. R. Lesser
Rep. J. Teuscher
Rep. R. Walter

MOTION: Rep. Teuscher moved to place H.B. 227 on the Consent Calendar. The motion passed with a vote of 11 - 0 - 0.

Yeas - 11

Nays - 0

Absent - 0

- Rep. G. Bennion
- Rep. J. Cobb
- Rep. P. Cutler
- Rep. J. Dunnigan
- Rep. M. Gwynn
- Rep. M. Judkins
- Rep. M. Kohler
- Rep. T. Lee
- Rep. R. Lesser
- Rep. J. Teuscher
- Rep. R. Walter

6. H.B. 258 Airport Land Use Amendments (Ballard, M.G.)

Rep. Ballard introduced the bill assisted by Mark Hutchins, Hurricane, Utah and Brad Schuster, Regional Manager, Northwest Mountain AOPA.

Dan Wheeler, Director of Operations, Redtail Air, Moab, Utah spoke in support of the bill.

Joel Linares, Moab, Utah spoke in support of the bill.

James Mabey, San Juan County and Redtail Air in Moab, spoke in support of the bill.

MOTION: Rep. Cobb moved to amend H.B. 258 with Amendment #2. The motion passed with a vote of 10 - 0 - 1.

Amendment 2
H.B. 258

1. Page 7, Lines 206 through 213:

- 206 (37) "Significant private airport" means a private airport that:
- 207 (a) is registered with the Federal Aviation Administration;
- 208 (b) appears on aeronautical charts published by the Federal Aviation Administration; and
- 209 ~~{(c) has more than 50 based aircraft; and~~
- 210 ~~(d) has significant infrastructure investment, such as paved runway, lighting, and fuel~~
- 211 ~~facilities.}~~ (c) has significant infrastructure investment, such as paved runway, lighting, fuel facilities, or more
- 212 than 20 based aircraft.
- 213 ~~[(36)] (38) "Soaring glider" means any glider that has a gliding angle of more than 16~~
- 213 to one.

Yeas - 10

Nays - 0

Absent - 1
Rep. T. Lee

- Rep. G. Bennion
- Rep. J. Cobb
- Rep. P. Cutler
- Rep. J. Dunnigan
- Rep. M. Gwynn
- Rep. M. Judkins
- Rep. M. Kohler
- Rep. R. Lesser
- Rep. J. Teuscher
- Rep. R. Walter

MOTION: Rep. Cobb moved to pass H.B. 258 out favorably as amended. The motion passed with a vote of 10 - 0 - 1.

Yeas - 10

Nays - 0

Absent - 1

Rep. G. Bennion
Rep. J. Cobb
Rep. P. Cutler
Rep. J. Dunnigan
Rep. M. Gwynn
Rep. M. Judkins
Rep. M. Kohler
Rep. R. Lesser
Rep. J. Teuscher
Rep. R. Walter

Rep. T. Lee

MOTION: Rep. Kohler moved to adjourn. The motion passed with a vote of 10 - 0 - 1.

Yeas - 10

Nays - 0

Absent - 1

Rep. G. Bennion
Rep. J. Cobb
Rep. P. Cutler
Rep. J. Dunnigan
Rep. M. Gwynn
Rep. M. Judkins
Rep. M. Kohler
Rep. R. Lesser
Rep. J. Teuscher
Rep. R. Walter

Rep. T. Lee

Chair Dunnigan adjourned the meeting at 3:37 p.m.